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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-20926-2024 (O&M)

Date of Decision : 19-02-2025

SUMIT KUMAR

.....Petitioner

VERSUS

BOARD OF SCHOOL EDUCATION HARYANA AND ANOTHER

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Yashveer Kharb, Advocate for the petitioner.

Mrs. Vasundhra Asija Bhandari, Advocate
for the respondent No.1.Mr. Harshit Kataria, Advocate
For respondent No.2.

HARSIMRAN SINGH SETHI, J. (Oral)

1. In the present petition, the grievance being raised by the petitioner is that in the Marksheet of the 1st year, 2nd year and on the Diploma Certificate Annexure P-2, Annexure P-3 and Annexure P-4 respectively, the correct photograph of the petitioner has not been depicted and the same has been depicted of another candidate namely Chandan Kumar, which is causing prejudice to the petitioner.

2. Learned counsel for the petitioner submits that the petitioner applied for the correction of the photograph but the same has not been done by the respondent No.1-Board, which is causing prejudice.

3. Upon notice of motion, Mrs. Vasundhra Asija Bhandari, Advocate appears on behalf of the respondent No.1-Board and Mr. Harshit Kataria, Advocate appears on behalf of respondent No.2 submits that the request was received from the College in the year 2023 for the correction of the marksheets and Diploma Certificate of the petitioner but at the said time, the Diploma had already been conducted and here is no provision to correct the marksheets after the completion of the academic qualifications.

3. I have heard learned counsel for the parties and have gone through the records of the present case with their able assistance.

4. It is not the case that the petitioner never appeared in the examination and he is now trying to get his photograph added to a certificate on academic qualifications of Diploma in Education. It is the case of the petitioner that there is mix up by the College where the photograph of the petitioner was depicted on the certificates of another candidate namely Chandan Kumar and his photograph has been depicted on the certificate of the petitioner, for which authorities applied for correction.

5. Learned counsel submits that the certificates of the another candidate namely Chandan Kumar, whose photograph has been depicted on the certificate of the petitioner has already been rectified whereas the certificates of the petitioner are not been rectified to the extent to change the photograph.

6. The only argument which has been raised was that the photograph of the another candidate was exchanged with the petitioner while undergoing the academic course whereas the request of the petitioner came after the completion of the course, the said argument is not acceptable. Once, there was no fault of the petitioner to give his own photograph to be pasted

on his marksheets and the irregularity is done at the hands of the College, the Board should be considerate enough to look into the aspect to do the needful so that the candidate who has no fault, does not suffer due to the action on the part of the College authorities.

7. Keeping in view totality of the circumstances, the Haryana School Education Board is directed to correct the certificates issued to the petitioner qua the Diploma in Education qua the marksheets of 1st year, 2nd years and on the Diploma Certificate with the photograph of the petitioner within a period of 8 weeks from the receipt of copy of this order.

8. Present petition is allowed in above terms.

9. Pending application, if any, also stands disposed of.

19-02-2025

Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES
Whether reportable: NO